IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

Writ Petition No. 1926 of 2006

Shri Rajesh Ramchand Chawla ..Petitioner

vs.

Smt.Asha @ Bharti wife of
Rajesh Chawla ..Respondents

Shri R.P.Mudholkar for petitioner.

CORAM: S.B.MHASE J.
25th April, 2006

P.C.

1. Heard the learned Counsel for the petitioner.

2. By this petition the order dated 15th September, 2003 passed by the Civil Judge, Sr.Dn., Kalyan in the application for grant of interim maintenance in Special CivilSuit No.129 of 2002 is challenged. By the said order interim maintenance was fixed at Rs.5000/- p.m. and Rs.5000/- were directed to be paid towards litigation expenses. Inspite of the opportunity being given to the applicant to show his income he has failed to produce the evidence in respect of his income. It is further to be noted that the petitioner is the only son of his father and he is trying to pursuade this Court that whatever income sources have been pointed out by the wife they belong to his father. For that purpose also no evicdence has been led by the petitioner except the averments. Since the matter pertains to maintenance and litigation cost no interference is called for. Petition is rejected.

(S.B.MHASE J.)